

Message Text

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ORIGIN AEC-07

INFO OCT-01 ARA-06 ISO-00 OES-03 FEA-01 ACDA-05 CIAE-00

INR-05 IO-10 L-02 NSAE-00 NSC-05 RSC-01 /046 R

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R 172310Z DEC 74

FM SECSTATE WASHDC

TO AMEMBASSY BRASILIA

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E.O. 11652: N/A

TAGS: TECH, BR

SUBJECT: REQUEST FOR URANIUM PURCHASE

REF: BRASILIA 8870

1. AEC POLICY CURRENTLY REQUIRES THAT SPECIAL CONSIDERATION BE GIVEN TO REQUESTS FOR EXPORT OF UNUSUALLY STRATEGIC SPECIAL NUCLEAR MATERIALS, WHICH INCLUDE QUANTITIES OF FIVE KILOGRAMS OR GREATER OF U-235 IN URANIUM ENRICHED TO GRETER THAN 20 PERCENT U-235 (HIGHLY ENRICHED URANIUM OR "HEU"). ONE FACTOR IN THIS CONSIDERATION IS THAT MUTUALLY AGREEABLE PHYSICAL MEASURES BE APPLIED TO SUCH MATERIAL

. THIS POLICY MAY HAVE BEEN IN THE MINDS OF UNIDENTIFIED "US OFFICIALS" WHO ALLEGEDLY ADVISED CARVALHO THAT THERE WOULD BE NO DIFFICULTIES IF PURCHASE REQUEST WERE FOR UNDER FIVE KILOGRAMS. HOWEVER AMOUNT BEING REQUESTED IS SO CLOSE TO 5 KILOGRAMS THAT AEC WOULD NOT, RPT NOT, BE PREPARED TO CONTRACT FOR ITS SUPPLY IN THE ABSENCE OF THE SAME PHYSICAL SECURITY AGREEMENT WHICH WOULD NECESSARILY APPLY TO THE FULL REACTOR REQUIREMENTS, WHICH WOULD SOMEWHAT EXCEED FIVE KILOGRAMS OF U-235.

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2. ALTHOUGH THE MODEL US PHYSICAL SECURITY CRITERIA FOR EXPORTS OF HEU HAVE NOT BEEN FULLY DEVELOPED, WE EXPECT THAT THEY WOULD GENERALLY FOLLOW SIMILAR REQUIREMENTS FOR DOMESTIC US LICENSEES, AS SET FORTH IN TITLE 10 OF THE US CODE OF FEDERAL REGULATIONS, PART 73, A COPY OF WHICH IS BEING SEPARATELY AIR-POUCHED TO THE EMBASSY. UPON RECEIPT OF THE BRAZILIAN REACTION TO THESE REGULATIONS

, WE WILL DECIDE HOW NEXT TO PROCEED. HOWEVER, UNLESS THE BRAXILIANS CAN AGREE TO FOLLOW CLOSELY THE US REGULATIONS, WE BELIEVE THAT IT PROBABLY WILL NOT RPT NOT BE POSSIBLE TO NEGOTIATE ALTERNATIVE ARRANGEMENTS, ARRANGE FOR CONTRACT EXECUTION AND DELIVER THE DESIRED HEU BY FEBRUARY. IN AN EFFORT TO EXPEDITE THIS PROCESS, WE WOULD BE PREPARED TO PROVIDE AN APPROPRIATE CONTRACT UNDER WHICH THE AEC OBLIGATION TO DELIVER THE HEU WOULD NOT COME INTO FORCE UNTIL AGREE-
MENT HAD BEEN REACHED WITH THE BRAZILIAN GOVERNMENT ON THE PHYSICAL SECURITY ARRANGEMENTS. KISSINGER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: URANIUM, EXPORTS, AGREEMENTS
Control Number: n/a
Copy: SINGLE
Draft Date: 17 DEC 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: elyme
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974STATE276505
Document Source: CORE
Document Unique ID: 00
Drafter: USAEC:IP:BLWRIGHT; JAGARRETT
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740367-0851
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19741228/aaaaaxkp.tel
Line Count: 77
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN AEC
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 74 BRASILIA 8870
Review Action: RELEASED, APPROVED
Review Authority: elyme
Review Comment: n/a
Review Content Flags:
Review Date: 18 SEP 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <18 SEP 2002 by kelleyw0>; APPROVED <18 MAR 2003 by elyme>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: REQUEST FOR URANIUM PURCHASE
TAGS: TECH, ETRD, BR, US
To: BRASILIA
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005